PATENT
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BEFORE THE US PATENT AND TRADEMARK OFFICE

PATENT APPLICATION: DALE R. LOVERCHECK

Serial No. 09/900,647 Art Unit:1617

Filed: July 7, 2001 Examiner: Hui, San Ming R.

For: UNIT DOSE OF MATERIAL IN SYSTEM AND METHOD

The Commissioner for Patents
Alexandria, Virginia. 22313-1450

AMENDMENT

Amendments to the claims

Listing of the claims:

1-25 (canceled).

26. (currently amended) A method for monitoring consumption of nutritional supplement with discomfort reliever from an enclosure having labeling indications enabling monitoring of nutritional supplement consumption, comprising: essentially

labeling an enclosure with labeling indications, said enclosure enclosing a unit dose of orally consumable material comprising a predetermined amount of discomfort reliever, and a predetermined amount of at least one nutritional supplement, said nutritional supplement comprising a nutritionally effective amount of vitamin C, said discomfort reliever comprising a pharmaceutically effective amount of ibuprofen,

said labeling indications indicating said amount of ~~said~~ ibuprofen in said unit dose,

said labeling indications indicating said amount of ~~said~~ vitamin C in said unit dose,

said labeling indications indicating a percent of a daily value for said vitamin C in said unit dose,

consuming said unit dose, and

monitoring said amount of ~~said~~ vitamin C consumed with said ibuprofen.

27. (previously presented) The method of claim 26 wherein said discomfort reliever consists essentially of said ibuprofen.

28. (previously presented) The method of claim 26 wherein said nutritional supplement comprises at least 50 mg of vitamin C and said discomfort reliever comprises at least 50 mg of ibuprofen.

29. (previously presented) The method of claim 26 wherein said labeling indications indicate temporary relief for at least two discomforts selected from the group consisting of minor pain, headache, toothache, backache, muscular aches, fever, running nose, sneezing, itching of nose, itching of throat, and allergy.

30. (previously presented) The method of claim 26 wherein said labeling indications indicate temporary relief for a discomfort selected from the group consisting of headache, toothache, backache, muscular aches, minor pain of arthritis, fever, running nose, sneezing, itching of nose, itching of throat, and allergy.

31-32. (canceled)

33. (previously presented) The method of claim 26 wherein said percent of a daily value is between one and fifty percent of a daily value.

34. (previously presented) The method of claim 26 wherein said unit dose is formed into a pill, tablet or capsule.

35. (previously presented) The method of claim 26 wherein said labeling indications indicate said nutritional supplement for supplementing nutrition.

36. (canceled)

37. (previously presented) The method of claim 26 wherein said discomfort is headache.

38. (currently amended) A method for monitoring consumption of nutritional supplement with discomfort reliever from an enclosure having labeling indications enabling monitoring of nutritional supplement consumption, comprising: essentially

labeling an enclosure with labeling indications, said enclosure enclosing a unit dose of orally consumable material comprising a predetermined amount of

discomfort reliever, and a predetermined amount of at least one nutritional supplement, said discomfort reliever comprising a pharmaceutically effective amount of ibuprofen, said nutritional supplement comprising a nutritionally effective amount of vitamin C,

said labeling indications indicating said amount of ~~said~~ ibuprofen in said unit dose,

said labeling indications indicating said amount of ~~said~~ vitamin C in said unit dose,

consuming said unit dose, and

monitoring said amount of ~~said~~ vitamin C consumed with said ibuprofen.

39. (previously presented) The method of claim 38 wherein said discomfort reliever consists essentially of said ibuprofen.

40. (currently amended) The method of claim 38 wherein said labeling indications indicate that consumption of said unit dose provides temporary relief for at least one discomfort selected from the group consisting of minor pain, headache, toothache, backache, muscular aches, fever, running nose, sneezing, itching of nose, itching of throat, and allergy.

41. (previously presented) The method of claim 38 wherein said nutritional supplement consists essentially of said vitamin C.

42. (previously presented) The method of claim 38 wherein said labeling indications comprise printed indications, and said printed indications are supported by said enclosure and said unit dose is formed into a pill, tablet or capsule.

43. (previously presented) The method of claim 38 wherein said unit dose of an

orally consumable material comprises at least 50 mg of said nutritional supplement and at least 50 mg of said discomfort reliever.

44. (currently amended) A method for monitoring consumption of nutritional supplement with discomfort reliever from an enclosure having labeling indications enabling monitoring of nutritional supplement consumption, comprising: essentially

labeling an enclosure with labeling indications, said enclosure enclosing a unit dose of orally consumable material comprising a predetermined amount of at least 50 mg of discomfort reliever, and a predetermined nutritionally effective amount of nutritional supplement, said discomfort reliever comprising a pharmaceutically effective amount of ibuprofen, and said nutritional supplement comprising a nutritionally effective amount of vitamin C,

said labeling indications indicating said amount of ~~said~~ ibuprofen in said unit dose,

said labeling indications indicating said amount of ~~said~~ vitamin C in said unit dose, said labeling indications indicating a percent of a daily value for said vitamin C in said unit dose, and

consuming said unit dose, and

monitoring said amount of ~~said~~ vitamin C consumed with said ibuprofen.

45. (previously presented) The method of claim 44 wherein said unit dose has a form selected from the group consisting of pill, tablet, and capsule.

46. (previously presented) The method of claim 26 wherein said labeling indications indicate said vitamin C is a nutritional supplement.

47. (canceled)

48. (currently amended) A method for monitoring consumption of nutritional supplement with discomfort reliever from an enclosure having labeling indications enabling monitoring of nutritional supplement consumption, comprising: essentially

labeling an enclosure with labeling indications, said enclosure enclosing a unit dose of orally consumable material comprising a predetermined pharmaceutically effective amount of at least one discomfort reliever selected from the group consisting of ibuprofen, naproxen, aspirin, oxyamine succinate, diphenhydramine, and acetaminophen, and a predetermined nutritionally effective amount of at least one nutritional supplement selected from the group consisting of vitamin A, vitamin B_6, vitamin B_{12}, vitamin C, vitamin D, vitamin E, vitamin K, folic acid, niacin, biotin, beta-carotene, pantothenic acid, calcium, chlorine, chromium, copper, iodine, iron, manganese, molybdenum, phosphorus, potassium, and zinc,

said labeling indications indicating said amount of ~~each~~ said discomfort reliever in said unit dose, said labeling indications indicating said amount of ~~each~~ said nutritional supplement in said unit dose,

consuming said unit dose, and

monitoring said amount of said nutritional supplement consumed with said discomfort reliever.

49. (previously presented) The method of claim 48 wherein said discomfort reliever comprises oxyamine succinate, or diphenhydramine.

50. (previously presented) The method of claim 48 wherein said nutritional supplement consists essentially of vitamin C, calcium or iron.

51. (previously presented) The method of claim 48 wherein said labeling indications

indicate that consumption of said unit dose is for women.

52. (previously presented) The method of claim 48 wherein said labeling indications indicate a percent of a daily value for said nutritional supplement in said unit dose.

53. (previously presented The method of claim 48 wherein said unit dose comprises from about 50 to about 300 mg of a discomfort reliever, and said discomfort reliever is selected from the group consisting of ibuprofen, naproxen, aspirin and acetaminophen.

54. (previously presented) The method of claim 52 wherein said discomfort reliever comprises ibuprofen, oxyamine succinate, diphenhydramine or aspirin, and said nutritional supplement comprises vitamin C or calcium.

55. (previously presented) The method of claim 48 wherein said labeling indications indicate a percent daily value for each said nutritional supplement in said unit dose.

56. (canceled)

57. (previously presented) The method of claim 48 wherein said unit dose comprises nutritionally effective amounts of at least two nutritional supplements selected from said group, at least one of said nutritional supplements is a vitamin, and at least one of said nutritional supplements is a mineral.

58. (previously presented) The method of claim 48 wherein said unit dose comprises at least three nutritional supplements selected from said group.

59. (currently amended) The method of claim 48 wherein said <u>discomfort reliever is ibuprofen, naproxen, aspirin, diphenhydramine, or acetaminophen</u>.

60. (currently amended) The method of claim 48 wherein said labeling indications *indicate said discomfort reliever as being for relief* <u>of</u> insomnia.

61. (previously presented) The method of claim 48 wherein said labeling indications indicate said discomfort reliever as being an analgesic.

62. (previously presented) The method of claim 48 wherein said discomfort reliever comprises oxyamine succinate, diphenhydramine, acetaminophen or aspirin.

63. (previously presented) The method of claim 48 wherein said labeling indications indicate a percent of a daily amount for said nutritional supplement in said unit dose, said nutritional supplement comprises calcium and said discomfort reliever comprises aspirin.

64. (previously presented) The method of claim 48 wherein said labeling indications are for a consumer of said unit dose.

65. (previously presented) The method of claim 48 wherein said amount of said nutritional supplement in said unit dose is from about 50 to about 1000 mg.

66. (previously presented) The method of claim 65 wherein said amount of discomfort reliever in said unit dose is from about 50 to about 300 mg.

67. (previously presented) A method for monitoring consumption of nutritional supplement with discomfort reliever from an enclosure having labeling indications enabling monitoring of nutritional supplement consumption, comprising: essentially

labeling an enclosure with labeling indications, said enclosure enclosing a unit dose of orally consumable material comprising a predetermined pharmaceutically effective amount of discomfort reliever, and a predetermined nutritionally effective amount of at least one nutritional supplement, said discomfort reliever being selected from the group consisting of insomnia reliever, nasal decongestant, and antihistamine, and said nutritional supplement being selected from the group

consisting of vitamin A, vitamin B_6, vitamin B_{12}, vitamin C, vitamin D, vitamin E, vitamin K, folic acid, niacin, biotin, beta-carotene, pantothenic acid, boron, calcium, chlorine, copper, iodine, iron, manganese, molybdenum, nickel, phosphorus, potassium, selenium, tin and zinc,

said labeling indications indicating said amount of said discomfort reliever in said unit dose, said labeling indications indicating said amount of said nutritional supplement in said unit dose, and

consuming said unit dose, and

monitoring said amount of said nutritional supplement consumed with said discomfort reliever.

68. (currently amended) The method of claim 67 wherein said labeling indications indicate a percent of a daily value for said nutritional supplement in said unit dose.

69. (previously presented) The method of claim 67 wherein said unit dose comprises from about 50 to about 300 mg of said discomfort reliever, said unit dose comprises from about 50 to about 1000 mg of said nutritional supplement, and said nutritional supplement is vitamin C or calcium.

70. (previously presented) The method of claim 67 wherein said discomfort reliever comprises oxyamine succinate or diphenhydramine.

71 (previously presented) The method of claim 67 wherein said discomfort reliever is selected from the group consisting of nasal decongestant, and antihistamine.

72. (previously presented) The method of claim 67 wherein said discomfort reliever is selected from the group consisting of oxyamine succinate, and diphenhydramine.

73. (previously presented) The method of claim 67 wherein said discomfort reliever

consists essentially of oxyamine succinate, or diphenhydramine.

74. (previously presented) The method of claim 67 wherein said discomfort reliever is an insomnia reliever.

75. (canceled)

76. (previously presented) The method of claim 67 wherein said labeling indications indicate said discomfort reliever in said unit dose as being for relief of insomnia.

77. (previously presented) The method of claim 67 wherein said discomfort reliever comprises oxyamine succinate, diphenhydramine, and said nutritional supplement comprises vitamin C, calcium, iodine or iron.

78. (previously presented) The method of claim 77 wherein said labeling indications indicate said unit dose comprises from about 50 to about 300 mg of said discomfort reliever, and said unit dose comprises from about 50 to about 1000 mg of said nutritional supplement.

79. (previously presented) The method of claim 67 wherein said labeling indications indicate instructions for consuming the unit dose for supplementing nutrition.

80. (previously presented) The method of claim 67 wherein said unit dose consists essentially of a pharmaceutically effective amount of said discomfort reliever and nutritionally effective amount of said nutritional supplement.

81. (previously presented) The method of claim 67 wherein said unit dose comprises nutritionally effective amounts of at least three nutritional supplements selected from said group.

82. (previously presented) A method for monitoring consumption of nutritional supplement with discomfort reliever from an enclosure having labeling indications

enabling monitoring of nutritional supplement consumption, comprising: essentially

labeling an enclosure with labeling indications, said enclosure enclosing a unit dose of orally consumable material comprising a predetermined amount of discomfort reliever, and a predetermined nutritionally effective amount of at least one nutritional supplement, said discomfort reliever being selected from the group consisting of pain reliever, nasal decongestant, antihistamine and insomnia reliever said nutritional supplement being selected from the group consisting of vitamin A, vitamin B_6, vitamin B_{12}, vitamin C, vitamin D, vitamin E, vitamin K, folic acid, niacin, biotin, beta-carotene, pantothenic acid, boron, calcium, chlorine, copper, iodine, iron, manganese, molybdenum, nickel, phosphorus, potassium, selenium, tin and zinc,

said labeling indications indicating said amount of said discomfort reliever in said unit dose,

said labeling indications indicating a percent daily value for said nutritional supplement and

said labeling indications indicating said amount of said nutritional supplement,

consuming said unit dose, and

monitoring said amount of said nutritional supplement consumed with said discomfort reliever.

83. (previously presented) The method of claim 82 wherein said unit does consists essentially of a pharmaceutically effective amount of said discomfort reliever and a nutritionally effective amount of said nutritional supplement, said discomfort reliever is ibuprofen, naproxen, oxyamine succinate, diphenhydramine, aspirin or acetaminophen, said nutritional supplement consists essentially of vitamin C,

calcium, iodine or iron.

84. (canceled)

85. (previously presented) The method of claim 82 wherein said unit does consists essentially of a pharmaceutically effective amount of said discomfort reliever and a nutritionally effective amount of said nutritional supplement, said discomfort reliever is ibuprofen, naproxen, oxyamine succinate, diphenhydramine, aspirin or acetaminophen, said nutritional supplement is a mineral.

86. (previously presented) The method of claim 85 wherein said percent of a daily value is between about one and about fifty percent.

87. (previously presented) The method of claim 82 wherein said nutritional supplement is calcium or iron, said discomfort reliever is ibuprofen or aspirin.

88. (previously presented) The method of claim 82 wherein said nutritional supplement is calcium, said discomfort reliever is aspirin and said discomfort is pain.

89. (previously presented) The method of claim 82 wherein said unit dose comprises nutritionally effective amounts of at least two nutritional supplements selected from said group, at least one of said nutritional supplements is a vitamin, and at least one of said nutritional supplements is a mineral.

90. (previously presented) The method of claim 82 wherein said unit dose comprises nutritionally effective amounts of at least three nutritional supplements selected from said group.

91. (previously presented) A method for monitoring consumption of nutritional supplement with discomfort reliever from an enclosure having labeling indications enabling monitoring of nutritional supplement consumption, comprising: essentially

labeling an enclosure with labeling indications, said enclosure enclosing a unit dose of orally consumable material comprising a predetermined pharmaceutically effective amount of discomfort reliever selected from the group consisting of ibuprofen, naproxen, oxyamine succinate, acetaminophen or aspirin, and a predetermined nutritionally effective amount of nutritional supplement, said nutritional supplement consisting essentially of vitamin A, vitamin B_6, vitamin B_{12}, vitamin C, vitamin D, vitamin E, vitamin K, folic acid, niacin, biotin, beta-carotene, pantothenic acid, boron, calcium, chlorine, copper, iodine, iron, manganese, molybdenum, nickel, phosphorus, potassium, selenium, tin or zinc,

said labeling indications indicating said amount of said discomfort reliever in said unit dose,

said indications indicating a percent daily value for said nutritional supplement in said unit dose and

said labeling indications indicating said amount of said nutritional supplement,

consuming said unit dose, and

monitoring said amount of said nutritional supplement consumed with said discomfort reliever.

92. (previously presented) The method of claim 91 wherein said nutritional supplement is a mineral, and said discomfort reliever is ibuprofen, naproxen, oxyamine succinate, diphenhydramine, acetaminophen or aspirin.

93. (previously presented) The method of claim 91 wherein said discomfort reliever is ibuprofen, naproxen, acetaminophen or aspirin.

94. (previously presented) The method of claim 93 wherein said percent daily value

is between one percent and fifty percent.